

Message Text

UNCLASSIFIED

PAGE 01 MANAGU 02945 291719Z

47

ACTION H-02

INFO OCT-01 ARA-10 ADP-00 SCSE-00 SCA-01 L-03 RSR-01 RSC-01

/019 W

----- 087514

R 291615Z JUN 73

FM AMEMBASSY MANAGUA

TO SECSTATE WASHDC 1904

UNCLAS MANAGUA 2945

E. O. 11652: N/A

TAGS: ETRD NU

SUBJ: TRADE COMPLAINT - CONGRESSIONAL INTEREST

1. SENATOR JOHN TOWER, IN A JUNE 4, 1973 LETTER TO AMBASSADOR SHELTON, OUTLINED A LAND TITLE DISPUTE BETWEEN MR BOB MANSFIELD OF TEXAS AND THE GON. MR MANSFIELD REQUESTED ASSISTANCE IN SECURING A CLEAR TITLE TO THE LAND FOR HIS US CITIZEN CLIENT, MILDRED W SCHLESINGER.

2. THE LAND IN QUESTION WAS ORIGINALLY IN PUBLIC DOMAIN. UNDER THE LAW OF AGRARIAN REFORM, A NICARAGUAN CITIZEN, MR ELISEO TOLEDO, OCCUPIED THE LAND AND WAS GRANTED TITLE BY THE GON. MR TOLEDO LATER SOLD THE LAND TO MR RALPH ELLIS TUTTLE AND MS SCHLESINGER BECAME EXECUTRIX OF THE ESTATE UPON TUTTLE'S DEATH.

3. TITLE TO PARTS OF THE PROPERTY IS CLAIMED BY THREE NICARAGUAN INDIVIDUALS, IN EACH CASE BASED UPON THE ACTIONS OF AN OFFICIAL GON ENTITY. FIRST, AS MENTIONED IN MANSFIELD'S LETTERS TO SENATOR TOWER, THE GON LAND REFORM INSTITUTE (IAN) DOES NOT RECOGNIZE TOLEDO'S ORIGINAL CLAIM AND HAS APPORTIONED SECTIONS OF THE DISPUTED PROPERTY TO THE OWNERS OF TWO ADJACENT PROPERTIES. IN ADDITION, A THIRD PERSON USED HIS ASSERTED TITLE TO STILL ANOTHER SECTION OF

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 MANAGU 02945 291719Z

THE PROPERTY AS COLLATERAL FOR A LOAN FROM THE BANCO

NACIONAL. WHEN THIS PERSON DEFAULTED ON THE LOAN,
THE BANCO NACIONAL SOLD QUOTE HIS END QUOTE SECTION
TO A FOURTH PARTY.

4. MR MANSFIELD'S LOCAL AGENT, CARLOS ALFONSO
GUTIERREZ RIVERA, HAS COPIES OF AN APPARENTLY VALID
TITLE TRANSFER FROM THE ORIGINAL OWNER TOLEDO TO MR
TUTTLE. HOWEVER, GUTIERREZ HAS NOT YET OBTAINED A
COPY OF THE ORIGINAL GRANT FROM THE GON TO TOLEDO.
THE LACK OF THIS VITAL DOCUMENT APPEARS TO BE THE
KEY TO RESOLVING THE PROBLEM. WITHOUT IT NEITHER
THE US CLAIMANT NOR THIS EMBASSY IS IN A POSITION
TO REQUEST GON RECOGNITION OF TITLE. WE HAVE,
THEREFORE, ASKED GUTIERREZ, WHO AGREES THAT THE
DOCUMENT IS CENTRAL TO HIS CASE, TO PURSUE HIS
RECENTLY INITIATED ATTEMPT TO SECURE A COPY OF THE
TITLE. HE HAS AGREED TO APPROACH IAN AND THE BANCO
NACIONAL WHEN HE HAS THE TITLE AND WILL ADVISE THE
EMBASSY IF ANY FURTHER PROBLEMS ENSUE.

5. DEPARTMENT PLEASE PASS TO SENATOR TOWER, EXPRESSING
REGRETS FOR DELAY DUE TO DELAY IN RECEIVING LETTER AND
DIFFICULTIES IN OBTAINING INFORMATION.
SHELTON

UNCLASSIFIED

NNNNMAFVVZCZ

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 29 JUN 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973MANAGU02945
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: MANAGUA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t1973061/aaaaaaqd.tel
Line Count: 86
Locator: TEXT ON-LINE
Office: ACTION H
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: kelleyw0
Review Comment: n/a
Review Content Flags:
Review Date: 12 OCT 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <12-Oct-2001 by phillir0>; APPROVED <25 FEB 2002 by kelleyw0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: TRADE COMPLAINT - CONGRESSIONAL INTEREST
TAGS: ETRD, NU
To: SECSTATE WASHDC
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005